

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

DAVID PORTNOY,

Plaintiff,

INSIDER, INC., at al.,

Defendants.

Civil Action No. 1:22-cv-10197-FDS

**NOTICE OF APPEAL**

Notice is given that Plaintiff David Portnoy hereby appeals to the United States Court of Appeals for the First Circuit: 1) the Court's Memorandum and Order Granting Defendants' Motion to Dismiss dated November 7, 2022 (ECF No. 44); and 2) the Order of Dismissal of the same date (ECF No. 45).

Respectfully submitted,

Plaintiff, David Portnoy,  
By his attorneys,

/s/ Christian G. Kiely

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Dated: November 9, 2022

**CERTIFICATE OF SERVICE**

I, Christian G. Kiely, hereby certify that this document filed through the CM/ECF system will be sent electronically to the registered participants as identified on the NEF (NEF) and paper copies will be sent to those indicated as non-registered participants on November 9, 2022.

/s/ Christian G. Kiely  
Christian G. Kiely